



Attorney Docket No. ATI-291

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner: Toan C. To / Art Unit: 3616

Re: Application of: David S. Breed et al.  
Serial No.: 10/058,706  
Filed: January 28, 2002  
For: Vehicular Occupant Characteristic Determination System  
and Method  
Customer Number: 22846  
Confirmation No.: 7750

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**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

October 31, 2003

Dear Sir:

In response to the election of species requirement in the Office Action dated October 1, 2003, which set a one-month term for response expiring on November 1, 2003, applicants hereby elect to prosecute in this application, Species 1, Figure 1. This species is directed to sensing vehicular occupant characteristics.

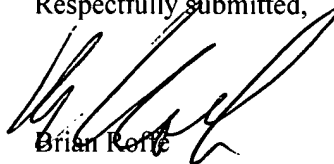
Claims 1-24 all read directly on this species. In this regard, it is noted that the specification at page 17, lines 16-29 relates to the embodiment shown in Fig. 1 and describes the transmission and reception of an absorbable energy signal toward the likely position of a vehicle occupant whereby the extent of absorption is indicative of a characteristic of the vehicle occupant.

I hereby certify that this correspondence and/or fee is being deposited as first class mail in a postage-paid envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on October 31, 2003.

Brian Rowe, Esq.

An early and favorable action on the merits is earnestly solicited.

FOR THE APPLICANTS  
Respectfully submitted,



Brian Roffe

Brian Roffe, Esq.  
11 Sunrise Plaza, Suite 303  
Valley Stream, New York 11580-6111  
Tel.: (516) 256-5636  
Fax: (516) 256-5638